



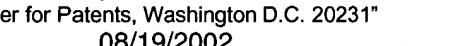
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PTO/SB/31 (02-01)

Approved for use through 10/31/2002. OMB 0651-0031

Approved for use through 10/31/2002. GMD 0091-003
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| NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES | | Docket Number (Optional) 113794.124 US1 |
| <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on <u>08/19/2002</u>.</p> <p>Signature </p> <p>Typed or printed name <u>Jo-Ann Bergantino</u></p> | In re Application of Ferdinand Engel | |
| | Application Number 09/401,874 | Filed 09/23/1999 |
| <p>For IDENTIFYING A FAILED DEVICE IN A NETWORK</p> | | |
| Group Art Unit 2184 | Examiner D. Le | |

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) 66 320

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

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A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-0219. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

Technology Center 2100

AUG 28 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- applicant/inventor.
- assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- attorney or agent of record.
- attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a).

Signature

ed or printed n

Typed or printed name

08/19/2002

Date _____

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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Attorney's Docket No.: 113794.124 US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ferdinand Engel
Serial No.: 09/401,874
Filed: September 23, 1999
Title: IDENTIFYING A FAILED DEVICE IN A NETWORK

Art Unit: 2184
Examiner: D. Le

Commissioner for Patents
Washington, DC 20231

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NOTICE OF APPEAL

Applicant hereby appeals to the Board of Appeals from the decision of the Patent Examiner mailed on March 20, 2002, finally rejecting claims 1-31, a response to which is enclosed herewith.

Please charge our Deposit Account No. 08-0219 the required fee of \$320.00 pursuant to 37 C.F.R. § 1.17 (b). Applicant encloses a Petition for Two-Month Extension of Time pursuant to 37 C.F.R. § 1.136.

No other fees are believed to be due. However, please charge any fees or apply any credits to our Deposit Account No. 08-0219.

Respectfully submitted,

Eric L. Prahl
Reg. No. 32,590

August 19, 2002

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR § 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

8/19/02

Date of Deposit

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Jo-Ann Bergantino

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